

ADVISORY OPINION 94-001

Any advisory opinion rendered by the registry under subsection (1) or (2) of this section may be relied upon only by the person or committee involved in the specific transaction or activity with respect to which the advisory opinion is required. KRS 121. 135(4).

February 2, 1994

Mr. Fred A. Reeves
Skills, Inc.
Daviess County Courthouse
212 St. Ann Street
Owensboro, Kentucky 42301

Dear Mr. Reeves:

Thank you for contacting the Registry. Based on your letter to George Russell, the facts to your question may be stated as follows:

You are a paid employee (the Executive Director) of a quasi-governmental agency. The governments in question are the City of Owensboro and the Daviess County Governments. You are considering running for a seat in the Kentucky General Assembly.

Based on these facts, your questions can be stated as follows:

1. If you are elected to the General Assembly, would serving in the General Assembly constitute a legal conflict of interest if you continue to serve as Executive Director of the quasi-governmental agency?
2. If you are elected to the General Assembly and continue to serve as the Executive Director of the quasi-governmental agency, will the quasi-governmental agency be able to provide assessment services to any state government agencies which receive, in whole or in part, funding from the federal government?
3. If you are elected to the General Assembly and continue to serve as Executive Director of the quasi-governmental agency, would the agency be able to provide services to any state agencies on a non-bid basis? And
4. If you are elected to the General Assembly, would you be able to continue to serve as a director of the Green River Private Industry Council?

The questions you have asked appear to lie primarily within the jurisdiction of the Ethics Commission, which the General Assembly created when it enacted Senate Bill 7 in its January, 1993, special session. Therefore, you may wish to submit these questions to the Legislative Ethics Commission. As you have written the questions, they do not concern the law regulated by the Registry of Election Finance.

This opinion is based upon the course of action outlined in your letter. If you should have any more questions, please give us a call. Thank you.

Sincerely,

Timothy E. Shull
General Counsel

TES/dt